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Marco Jimenez

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the REISSUE APPLICATION of:

Yoshimasa ISOZAKI et al.

Patent No.:

5,981,860

Issue Date:

November 9, 1999

For:

SOUND SOURCE SYSTEM BASED ON COMPUTER SOFTWARE AND METHOD OF GENERATING ACOUSTIC WAVEFORM DATA

Reissue App. No.: Not Yet Assigned

# REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY BY INVENTOR

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original, first and joint inventor of the subject matter that is described and claimed in patent number 5,981,860, granted on November 9, 1999, and in the foregoing specification, and for which a reissue patent is sought on the invention entitled SOUND SOURCE SYSTEM BASED ON COMPUTER SOFTWARE AND METHOD OF

GENERATING ACOUSTIC WAVEFORM DATA, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. § 1.56(a) and (b).

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

| EARLIEST FÔRE<br>(6 MON)        | EARLIEST FOREIGN APPLICATION(S) IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION |                                      |   |  |  |
|---------------------------------|---|--------------------------------------|---|--|--|
| COUNTRY (if PCT indicate "PCT") | APPLICATION<br>NUMBER   | DATE OF FILING<br>(day, month, year) | PRIORITY CLAIMED<br>UNDER 35 U.S.C. § 119 |  |  |
| JAPAN                           | 8-246942  | 30/08/1996                           | ¥YES □NO                                  |  |  |
| JAPAN                           | 8-248952  | 30/08/1996                           | ¥YES □NO                                  |  |  |
| JAPAN                           | 9-017333  | 14/01/1997                           | ¥yes □no                                  |  |  |

| ALL FOREIGN APPLICATION(S) IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION |                       |                                      |   |  |  |  |  |
|---|-----------------------|--------------------------------------|---|--|--|--|--|
| COUNTRY<br>(1f PCT indicate "PCT")  | APPLICATION<br>NUMBER | DATE OF FILING<br>(day, month, year) | PRIORITY CLAIMED<br>UNDER 35 U S.C. § 119 |  |  |  |  |
| N/A   |                       |                                      | □yes □no                                  |  |  |  |  |

I believe the original patent to be wholly or partly inoperative or invalid by reason of the patentee claiming more or less than the patentee had the right to claim in the patent. All errors corrected in this reissue application arose without any deceptive intent on my part. At least one error upon which reissue is based is that I failed to claim a system for synthesizing a musical

tone according to control information in which a processor executes a process of providing control information at a variable period and a controller controls the variable period according to the detected load of the processor.

### **POWER OF ATTORNEY**

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Lisa A. Amii (Reg No. 48,199) Mehran Arjomand (Reg No. P48,231) Sanjay S. Bagade (Reg No. 42,280) Erwin J. Basinski (Reg No. 34,773) Richard R. Batt (Reg No. 43,485) Jonathan Bockman (Reg No. 45,640) Barry E. Bretschneider (Reg No. 28,055) Nicholas Buffinger (Reg No. 39,124) Mark R. Carter (Reg No. 39,131) Peng Chen (Reg No. 43,543) Thomas Chuang (Reg No. 44,616) Cara M. Coburn (Reg No. 46,631) Raj S. Davé (Reg No. 42,465) Karen B. Dow (Reg No. 29,684) Carolyn A. Favorito (Reg No. 39,183) Hector Gallegos (Reg No. 40,614) Debra J. Glaister (Reg No. 33,888) Johney U. Han (Reg No. 45,565) Alan S. Hodes (Reg No. 38,185) Kelvan P. Howard (Reg No. P48,999) Jill A. Jacobson (Reg No. 40,030) Madeline I. Johnston (Reg No. 36,174) Parisa Jorjani (Reg No. 46,813) Richard C. Kim (Reg No. 40,046) Lawrence B. Kong (Reg No. P49,043) Glenn Kubota (Reg No. 44,197 Michael J. Mauriel (Reg No. 44,226) Philip A. Morin (Reg No. P-45,926) Mabel Ng (Reg No. P48,922) Catherine M. Polizzi (Reg No. 40,130) Debra A. Shetka (Reg No. 33,309) Rebecca Shortle (Reg No. 47,083) Stanley H. Thompson (Reg No. 45,160) Michael R. Ward (Reg No. 38,651)

Randolph Ted Apple (Reg No. 36,429) Laurie A. Axford (Reg No. 35,053) Joseph Barrera (Reg No. 44,522) Shantanu Basu (Reg No. 43,318) Vincent J. Belusko (Reg No. 30,820) Kimberly A. Bolin (Reg No. 44,546) Tyler S. Brown (Reg No. 36,465) A. Randall Camacho (Reg No. 46,595) Robert K. Cerpa (Reg No. 39,933) Alex Chartove (Reg No. 31,942) Thomas E. Ciotti (Reg No. 21,013) Matthew M. D'Amore (Reg No. 42,457) Peter Davis (Reg No. 36,119) Stephen C. Durant (Reg No. 31,506) David L. Fehrman (Reg No. 28,600) Thomas George (Reg No. 45,740) Kenneth R. Glick (Reg No. 28,612) Douglas G. Hodder (Reg No. 41,840) Charles D. Holland (Reg No. 35,196) Peter Hsieh (Reg No. 44,780) Wayne Jaeschke, Jr. (Reg No. 38,503) Richard D. Jordan (Reg No. 33,519) Ararat Kapouytian (Reg No. 40,044) Cameron A. King (Reg No. 41,897) Kawai Lau (Reg No. 44,461) Rimas T. Lukas (Reg No. 46,451) Gladys H. Monroy (Reg No. 32,430) Kate H. Murashige (Reg No. 29,959) Martin M. Noonen (Reg No. 44,264) Phillip Reilly (Reg No. 41,415) Terri Shieh-Newton (Reg No. 47,081) Kevin R. Spivak (Reg No. 43,148) Thomas L. Treffert (Reg No. P48,279) E. Thomas Wheelock (Reg No. 28,825) Todd W. Wight (Reg No. 45,218) David T. Yang (Reg No. 44,415) George C. Yu (Reg No. 44,418)

Frank Wu (Reg No. 41,386) Peter J. Yim (Reg No. 44,417) Karen R. Zachow (Reg No. 46,332)

all of Morrison & Foerster LLP, 555 West Fifth Street, Suite 3500, Los Angeles, California 90013-1024, telephone (213) 892-5200, to prosecute this application and transact all matters in the United States Patent and Trademark Office connected therewith.

Please direct all written communications relative to this application to:

David L. Fehrman Morrison & Foerster LLP 555 West Fifth Street **Suite 3500** Los Angeles, California 90013-1024

Please direct all telephone communications to David L. Fehrman at (213) 892-5601.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name: Yoshimasa ISOZAKI

Residence: Citizenship:

Post Office Address:

Name: Hideyuki MASUDA

Residence:

Citizenship:

Post Office Address:

Name: Hideo SUZUKI

Residence: Citizenship:

Post Office Address:

Date Name: Maschin Stringer

Name: Masahiro SHIMIZU

Residence:

Citizenship: Post Office Address:

Name: Masashi HİRANO Residence:

Citizenship:
Post Office Address:

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Marco limenez

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the REISSUE APPLICATION of:

Yoshimasa ISOZAKI et al.

Patent No.:

5,981,860

Issue Date:

November 9, 1999

For:

SOUND SOURCE SYSTEM BASED ON

COMPUTER SOFTWARE AND METHOD

OF GENERATING ACOUSTIC

WAVEFORM DATA

Reissue App. No.:

Not Yet Assigned

# CONSENT UNDER 37 CFR 1.172 TO REISSUE BY ASSIGNEE

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

Yamaha Corporation, a corporation of Japan, located at 10-1, Nakazawa-cho, Hamamatsu-shi, Shizuoka-ken, Japan, and the Assignee of the entire interest in United States Patent No. 5,981,860, issued November 9, 1999, by virtue of an Assignment from the inventors Yoshimasa Isozaki, Hideyuki Masuda, Hideo Suzuki, Masahiro Shimizu and Masahi Hirano, the Assignment having been recorded at Reel 8702/Frame 0031, hereby consents to the application for reissue of U.S. Patent No. 5,981,860.

I am empowered to act on behalf of the Assignee identified above.

Date September 11, 2001

YAMAHA CORPORATION

Name: Kosuke Kamo

Title: General Manager

Intellectual Property Division



UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

OCTOBER 20, 1997

PTAS

GRAHAM & JAMES LLP DAVID L. FEHRMAN, ESQ. 801 S. FIGUEROA ST., 14TH FLR. LOS ANGELES, CA 90017-5554





#### UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231.

RECORDATION DATE: 08/29/1997

REEL/FRAME: 8702/0031

NUMBER OF PAGES: 2

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ISOZAKI, YOSHIMASA

DOC DATE: 08/19/1997

**ASSIGNOR:** 

MASUDA, HIDEYUKI

DOC DATE: 08/19/1997

ASSIGNOR:

SUZUKI, HIDEO

DOC DATE: 08/19/1997

ASSIGNOR:

SHIMIZU, MASAHIRO

DOC DATE: 08/23/1997

ASSIGNOR:

HIRANO, MASASHI

DOC DATE: 08/23/1997

**ASSIGNEE:** 

YAMAHA CORPORATION

10-1, NAKAZAWA-CHO, HAMAMATSU-SHI

SHIZUOKA, JAPAN

8702/0031 PAGE 2

SERIAL NUMBER: 08920947

PATENT NUMBER:

FILING DATE: ISSUE DATE:

DOROTHY RILEY, EXAMINER ASSIGNMENT DIVISION OFFICE OF PUBLIC RECORDS



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Form PTO-1595 1-31-92

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|---|--|---------------|--|--|--|
| To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.   |  |               |  |  |  |
| Name of conveying party(ies): Yoshimasa ISOZAKI, Hideyuki MASUDA, Hideo SUZUKI, Masahiro SHIMIZU, and Masashi HIRANO  | Name and address of receiving party(ies):     Name: YAMAHA CORPORATION     Internal Address: | 66302 U       |  |  |  |
| Additional name(s) of conveying party(ies) attached?  yes  no   |  |               |  |  |  |
| 3. Name of Conveyance:  |  |               |  |  |  |
| Assignment Merger Security Agreement Change of Name Other   | Street Address: 10-1, Nakazawa-cho, Hamam shi, Shizuoka, JAPAN  City State ZIP               | atsu-         |  |  |  |
| Execution Date. August 19, 1997 and August 23, 1997   | Additional name(s) & address(es) attached?  yes  no  |               |  |  |  |
| 4. Application number(s) or patent number(s):   |  |               |  |  |  |
| If this document is being filed together with a new application, the execution date of the application is: August 19, 1997 and August 23, 1997  Patent Application No.(s)  B. Patent No.(s)   |  |               |  |  |  |
| Additional numbers attached? yes no   |  |               |  |  |  |
| 5. Name and address of party to whom correspondence concerning document should be mailed:   | 6. Total number of applications and patents involved   | : ONE         |  |  |  |
| Name: David L. Fehrman, Esq. Internal Address: GRAHAM & JAMES LLP   | 7. Total fee (37 CFR 3.41):\$ 40.00  |               |  |  |  |
| Street Address: 801 S. Figueroa St., 14th Flr.  | Enclosed  Authorized to be charged to deposit account  |               |  |  |  |
| City: Los Angeles State: CA ZIP 90017-5554  | 8. Deposit account number:   |               |  |  |  |
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| 9. Statement and signature.  To the best of my knowledge and belief, the foregoing information is the and corr  Brian M Berliner  Name of Person Signing  | pet and any statched copy is a true copy of the original document                            | 2             |  |  |  |
|   | Total number of pages comprising cover sheet, attachment                                     | d document. 3 |  |  |  |
| OMB No. 0651-0011 (exp 4/94)  | <del></del>  |               |  |  |  |
| Mail documents to be recorded with required cover sheet information to.  Commissioner of Patents and Trademarks   |  |               |  |  |  |
| Box Assignment   Washington, D.C. 20231   C:\USR\BSC\APP\366636.1   C:\USR\BSC\APP\366636.1 |  |               |  |  |  |
|   | Ď.   | 0             |  |  |  |

Date: Aug. 23, -1997

\_Name of Inventor\_

(SEAL)

|                              |  | •  | (1) Yoshimas   | a ISOZAKI  | (5) Masashi HIRANO   | -  |
|------------------------------|--|--|--|--|--|--|
|                              | (1-8) Insert Name(s) of Inventor(s)          |  | (2) Hideyuki   | MASUDA   | ·  |  |
|                              |  |  | (3) Hideo SU   | ZUKI   | _ (J)  | _  |
|                              |  |  | (4) Masahiro   | SHIMIZU  | (8)  | <del></del>  |
|                              |  |  | considerations paid  |  | dollar (\$1,00) and other good and value of the undersigned agree(s) to assign, and here.  |  |
|                              | (9)  | insert name of   | (9) YAMAHA CORPORATION   |  |  |  |
|                              | (10)   |  | (10) Japan   | •  |  |  |
|                              | (11)   | incorporation of Assignee insert address of Assignee   | (11) of 10-1 Nakazawa-cho, Hamamatsu-shi, Shizuoka-ken Japan (hereinafter designated as the Assignee) the entire worldwide right, title and interest in the invention known as (12) SOUND SOURCE SYSTEM BASED ON COMPUTER SOFTWARE AND |  |  |  |
|                              | (12)   | Insert Identification of   |  |  |  |  |
|                              |  | Invention, such as Title,<br>Case Number or Foreign<br>Application Number  |  |  | OUSTIC WAVEFORM (Case No_uted an application for patent in the United St   | DATA   |
| the seal them that the first | (13)   | insert Date of Signing   | (13) on  | even date her  | ewith  |  |
|                              | condobta condobta condobta condobta condobta | 2. The undersigned againing this application or sining evidence and going for a section with claims or provided the section with the section with claims or provided the section with the sec | ent.  gree(s) to execute all continuation or divisorward with such internations of the international gree(s) to perform a gree(s) to perform a greey authorize(s) arom said application tire interest, and he                          | papers necessary in consion thereof and to cooperference.  If papers and documents ional Convention for Profit affirmative acts which not request(s) the Commission or any division or division by covenants that he hereign continuous in the covenants of the convenants of the covenants of the cove | ection with such applications as the Assistant connection with any interference which may be deciderate with the Assignee in every way possible and perform any act which may be necessared in a perform any act which may be necessared in a perform agreement of industrial Property or similar agreement by the necessary to obtain a grant of a valid United Science of Patents to Issue any and all Letters Patents or continuing applications thereof to the as (they have) full right to convey the entire in cute, any agreement in conflict herewith. | lared on the in the interior i |
|                              |  | 6) The undersigned in  | hereby grant(s)  |  | •  |  |
|                              |  | Stuart L. Merkade<br>Hisako Muramatsu  | au, Reg. No. 33,29<br>J. Reg. No. 34,955;  | 62; Michael D. Scott, R  | o. 31,323; William J. Robinson, Reg. No. 2<br>leg. No. 27,384; David B. Abel, Reg. No. 3<br>g. No. 33,881; Brian M. Berliner, Reg. No. 3<br>J. No. 32,967  | 2,394;   |
|                              | des  | sirable in order to comply w   | the power to inse  | nt on this essignment an<br>United States Patent and   | y further identification which may be necess<br>Trademark Office for recordation of this docu  | ary or<br>iment.   |
|                              | Dat  | 10: August 19, 1997  | Name of Inventor   | yoahimasa J  | lozaki.  | (SEAL)   |
|                              |  | 10: August 19, 1997  |  | Hideyuki S   | hasada.  | (SEAL)   |
|                              | Dai  | 10: Aug. 19. 1999  | Name of Inventor   | Video Su   | zuki.  | (SEAL)   |
|                              | Da   | le: Aug. 23, 1997  | Name of Inventor   | masakiro Shi   | mizu.  | (SEAL)   |

Masash Hrand